

United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FI	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO	CONFIRMATION NO.
10/029,591	10/029,591 12/21/2001		Herbert V. Joiner	NAI1P063/01.305.01 4557	
28875	7590	06/21/2006		EXAMINER	
Zilka-Kotal P.O. BOX 72 SAN JOSE,	21120	72-1120		ART UNIT PAPER NUMBER	

DATE MAILED: 06/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Applicant(s) Notification of Non-Compliant Appeal Brief (37 CFR 41.37) JOINER ET AL. 10/029,591 Examiner Art Unit 3639 Thomas A. Dixon

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Ap	peal Brief filed on 16 March 2006 is defective for failure to comply with one or more provisions of 37 CFR 41.37.
1205.0	id dismissal of the appeal, applicant must file anamended brief or other appropriate correction (see MPEP 3) within ONE MONTH or THIRTY DAYS from the mailing date of this Notification, whichever is longer. ISIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.
1. 🔲	The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. 🗌	The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).
3. 🗌	At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4. 🗵	(a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).
5. 🗌	The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi))
6. 🗌	The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).
7. 🗌	The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).
8.	The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner and relied upon by appellant in the appeal , along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).
9. 🗌	The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).
10.🛛	Other (including any explanation in support of the above items):
	1. Summary section V does not contain a summary of the support for the dependent claims argued separately.

Thomas A. Dixon **Primary Examiner**

Art Unit: 3639



UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR I PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.		
					_
				EXAMINER	
			ART UNIT	PAPER	7

200606

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

the IDS filed

12/15/05 10/11/05 7/26/04

have been considered.

it is noted that the IDS filed 7/25/04 contained a form 1449, a form 892 from application 10/029,686 with the applicantion number lined out and the current application number handwritten and a copy of the considered 1449 from application number 10/029,686. the considered ids of application 10/029,686 has not been considered.

Applicant's habit of submitting of copies of all copending application correspondence is not necessary, and in many cases adds confusion to the record as a whole and confusion for the scanning staff.

Further, submission of considered 1449s from other cases does not constitute a proper IDS submission.

Thomas A. Dixon **Primary Examiner** Art Unit: 3639

PTO-90C (Rev.04-03)